

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA
NINTH DAY'S PROCEEDINGS**

**Thirty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 10, 2006

The Senate was called to order at 4:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

ABSENT

Total - 0

The President of the Senate announced there were 39 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Jeff Williams, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Broome, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 10, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 21—

BY SENATORS DARDENNE, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAU, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University men's basketball team and coaching staff on an outstanding season and for reaching the 2006 National Collegiate Athletic Association (NCAA) Final Four in Indianapolis, Indiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 22—

BY SENATORS DARDENNE, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAU, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University women's basketball team and coaching staff on an outstanding season and for reaching the 2006 National Collegiate Athletic Association (NCAA) Final Four in Boston, Massachusetts.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATOR CHAISSON AND REPRESENTATIVE GARY SMITH
A CONCURRENT RESOLUTION

To commend the parish of St. Charles on the 200th anniversary of its founding and to commemorate and to support the cultural and historic occasion.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

April 10, 2006

To the President and Members of the Senate:

April 10, 2006

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 332—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:371, relative to the cash management review board; to authorize designees of members to serve on said board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 333—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To repeal Subpart F of Part I of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1493.1 through 1493.3, relative to the Commission for Review and Improvement of Services Procurement.

Reported without amendments.

HOUSE BILL NO. 432—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1644(B) and to enact R.S. 39:1644(E), relative to the amendment of leases for office or warehouse space; to increase the size of the space under lease eligible for amendment; to authorize modifications to monthly lease payments; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 465—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To repeal R.S. 39:1503.1 and 1595.7, relative to procurement; to repeal provisions for certain incentives related to participation in the mentor-protégé program, which program was repealed in 2001.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 644—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 16:11(A)(1) and to enact R.S. 16:11(A)(3), relative to the annual salary of assistant district attorneys payable by the state; to authorize the district attorney in and for the Eighth Judicial District to reallocate the total amount fixed for the annual salary of his assistant district attorneys; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

SENATE BILL NO. 645—
BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 13:1, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43, 714.1, 714.2, 751.1, 751.2, 751.3, 841.3, 983, 996.62 through 996.64, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:471, 1001 through 1147, 1271 through 1305, 1312, 1335 through 1347, and 1381.1 through 1400, R.S. 18:514(B), and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of courts, offices, and officers of the judicial system in and for certain parishes; to provide relative to the register of conveyances and recordation for certain parishes; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for certain parishes, to create the Forty-First Judicial District, its subsequent courts, magistrate, and commissioners, to create the Consolidated Expense Fund for the Forty-First Judicial District and the Consolidated Expense Fund Board; to provide for the consolidation of certain offices and judicial expense funds, to provide for the election of a single clerk of court for certain parishes commencing with the next election for parochial and municipal officers in the parishes; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to request the Judicial Council to review and make recommendations on the optimum number of district court judges in certain parishes based on certain data; to request the Louisiana State Law Institute to change statutory references including the renumbering of provisions consistent with the provisions of this Act; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

SENATE BILL NO. 646—
BY SENATOR MURRAY
AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 647—
BY SENATORS DUPLESSIS, BOASSO, QUINN AND SHEPHERD
AN ACT

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i) and (d)(i), R.S. 13:4405(B), R.S. 18:602(C), R.S. 33:2828(B)(1)(introductory paragraph), (B)(2), and (D), and 9091.1(D)(1)(e) and (f), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1709, 1856(E)(1), 1874(B), 1901, 1901.1,

1903.2, 1903.3, 1904(B), 1907(A)(1), 1909, 1910, 1910.1, 1910.2, 1925.8, 1931, 1956(A)(1), 1958(E), 1960, 1979(A), 1987(A), 1991(A) and (B), 1992(A)(1)(a) and (F), 2110(A)(2) and (E), and 2305(A), to enact R.S. 33:9091.1(D)(6), and to repeal R.S. 11:1481(2)(c) and R.S. 47:1907(A)(2), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes to reflect a single assessor in Orleans Parish; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

SENATE BILL NO. 648—

BY SENATOR MOUNT AND REPRESENTATIVES DEWITT AND SALTER

AN ACT

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i) and (d)(i), R.S. 13:4405(B), R.S. 18:602(C), R.S. 33:2828(B)(1)(introductory paragraph), (B)(2), and (D), and 9091.1(D)(1)(e) and (f), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1709, 1856(E)(1), 1874(B), 1901(B), 1901.1, 1903.2, 1903.3, 1904(B), 1907(A)(1), 1909, 1910, 1910.1, 1910.2, 1925.8, 1931, 1956(A)(1), 1958(E), 1960, 1979(A), 1987(A), 1991(A) and (B), 1992(A)(1)(a) and (F), 2110(A)(2) and (E), and 2305(A), to enact R.S. 33:9091.1(D)(6), and to repeal R.S. 11:1481(2)(c) and R.S. 47:1907(A)(2), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes; to reflect a single assessor in Orleans Parish; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 21—

BY SENATOR SCHEDLER

A RESOLUTION

To amend and readopt Senate Rule 12.12(A) and (C) of the Rules of Order of the Senate; to provide that the motion to suspend the requirement that the question of consideration of a conference committee report lie over until the next legislative day is a debatable motion and to provide certain procedures for certain limited conference committee reports and other specified reports received on the last day of a session.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE RESOLUTION NO. 22—

BY SENATOR SCHEDLER

A RESOLUTION

To commend and to congratulate Reverend Adrian B. Hall upon his retirement as pastor of Our Lady of Lourdes Catholic Church in Slidell, Louisiana.

On motion of Senator Schedler, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 23—

BY SENATOR CHEEK

A RESOLUTION

To commend Summer Grove Baptist Church on its many accomplishments and outreach to all in the community, city, and state.

On motion of Senator Cheek, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet and function as a joint committee to study and make recommendations with respect to establishing a cap on individual income tax.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR CHEEK AND REPRESENTATIVE HOPKINS

A CONCURRENT RESOLUTION

To designate September 2006 as "Small Business Incubation Month in Louisiana."

The resolution was read by title. Senator Cheek moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fontenot	Michot
Amedee	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Boasso	Fields
Cravins	Shepherd
Total - 4	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

April 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

April 10, 2006

HOUSE BILL NO. 65—
BY REPRESENTATIVES FANNIN AND WALSWORTH
AN ACT
To amend and reenact R.S. 38:3087.134(F), relative to the Sparta Groundwater Conservation District; to prohibit the discharge of duties as a commissioner upon expiration of the term of office; and to provide for related matters.

HOUSE BILL NO. 66—
BY REPRESENTATIVES FANNIN AND WALSWORTH
AN ACT
To amend and reenact R.S. 38:3087.135, relative to the Sparta Groundwater Conservation District; to provide for meeting location; and to provide for related matters.

HOUSE BILL NO. 70—
BY REPRESENTATIVE DURAND
AN ACT
To enact R.S. 29:735.1, relative to emergency assistance during disasters; to provide a limitation of liability for health care providers; to provide an exception for gross negligence; and to provide for related matters.

HOUSE BILL NO. 76—
BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, LABRUZZO, MARTINY, PITRE, AND TOOMY AND SENATORS LENTINI AND SHEPHERD
AN ACT
To enact R.S. 42:1441.3(G), relative to public liability; to provide for the civil liability of political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; and to provide for related matters.

HOUSE BILL NO. 150—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(i), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 368—
BY REPRESENTATIVE DAMICO
AN ACT
To amend and reenact R.S. 38:3097.3(C)(4)(b)(i) and (ii), relative to ground water management; to provide for critical areas of ground water concern; to provide for the powers and duties of the commissioner of conservation; and to provide for related matters.

HOUSE BILL NO. 372—
BY REPRESENTATIVE DAMICO
AN ACT
To amend and reenact R.S. 38:3097.4(C), relative to the Ground Water Resources Commission; to provide for meetings held by the commission; and to provide for related matters.

HOUSE BILL NO. 534—
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact Code of Civil Procedure Article 3752(B), relative to the recordation of notice of the pendency of an action; to provide for a prescriptive period of ten years; to provide for the reinscription of the notice; to provide for retroactive application; and to provide for related matters.

HOUSE BILL NO. 602—
BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON
AN ACT
To enact R.S. 6:1096(E)(3) and R.S. 9:3532.1(C), relative to prepayment penalties; to prohibit prepayment penalties under

certain circumstances for consumer credit transactions and residential mortgage loans; and to provide for related matters.

HOUSE BILL NO. 616—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 9:3573.2(B)(5) and (7), 3573.4(E), and 3573.11(C)(introductory paragraph), to enact R.S. 9:3573.1(J) and (K) and 3573.9(M), (N), and (O), and to repeal R.S. 9:3573.5, relative to credit repair service organizations; to provide for denial of applications; to provide for changes of control of such organizations; to limit certain exemptions; to prohibit reapplication after license revocation for a certain period of time; to provide relative to hearing and court costs; to increase the surety bond; to provide relative to the finality of administrative and judicial hearings; to provide relative to inspection of certain orders; to repeal the provisions relative to annual registration statements; and to provide for related matters.

HOUSE BILL NO. 631—
BY REPRESENTATIVE DAMICO
AN ACT
To amend and reenact R.S. 40:2822(7), relative to the Drinking Water Revolving Loan Fund Act; to provide for definitions; to provide for authority to conduct environmental reviews of certain public water systems; and to provide for related matters.

HOUSE BILL NO. 781—
BY REPRESENTATIVES PINAC, BARROW, BRUCE, BURRELL, CROWE, DEWITT, DOERGE, FRITH, HAMMETT, LAFONTA, T. POWELL, RITCHIE, SALTER, TRAHAN, WADDELL, WALSWORTH, AND WHITE AND SENATORS HINES AND MOUNT
AN ACT
To enact R.S. 34:1122(B)(3), relative to expenses of the Pilotage Fee Commission; to clarify that fees and rates for pilotage services include expenses of the Pilotage Fee Commission; and to provide for related matters.

HOUSE BILL NO. 884—
BY REPRESENTATIVES DURAND, ALEXANDER, JOHNS, AND WALKER
AN ACT
To enact R.S. 9:2793.3 and 2793.4, relative to civil liability of nonprofit organizations; to provide a limitation of liability for the United Way; to provide a limitation of liability for Southern Mutual Help Association, Inc.; to provide an exception for willful and wanton misconduct; and to provide for related matters.

HOUSE BILL NO. 931—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 9:3512(8), 3515(A)(1)(a), 3561(D)(1), and 3572.1 and to enact R.S. 9:3554.2, 3554.3, and 3558(E), relative to the Louisiana Consumer Credit Law; to provide for the inclusion of federally related mortgage loans when authorized by contract; to provide relative to stored value cards; to prohibit reapplication for licensure within a certain time period after revocation; to provide relative to costs of appeals and disposition of final judgments and decisions; to provide for changes of control of a consumer loan license; to provide relative to the definition of loan broker; and to provide for related matters.

HOUSE BILL NO. 106—
BY REPRESENTATIVE DURAND
AN ACT
To amend and reenact R.S. 40:2803(C)(introductory paragraph) and (D), relative to the Louisiana Interagency Task Force on the Future of Family Medicine; to change the reporting date; to extend the termination date; and to provide for related matters.

HOUSE BILL NO. 52—

BY REPRESENTATIVES HAMMETT, STRAIN, THOMPSON, BAUDOIN,
DANIEL, DOVE, FRITH, GEYMAN, HILL, LAMBERT, ROBIDEAUX,
JACK SMITH, AND ST. GERMAIN
AN ACT

To enact R.S. 56:116.5, relative to hunting; to prohibit computer-assisted remote hunting; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 197—

BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(l), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 198—

BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(k), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 205—

BY REPRESENTATIVES LAFONTA AND KATZ
AN ACT

To amend and reenact R.S. 40:2018.1(A), (B)(1)(a)(ii), (b)(ii), (d), (e), (j) through (l), (4), (7) through (9), and (13), (E)(3), and (G) and to repeal R.S. 40:2018.1 (B)(1)(q) and (s), relative to the Louisiana Commission on HIV, AIDS and Hepatitis C; to provide for a termination date; to provide for the members and functions of the commission; and to provide for related matters.

HOUSE BILL NO. 335—

BY REPRESENTATIVES BOWLER AND MARCHAND
AN ACT

To amend and reenact R.S. 49:992(D)(2) and to enact R.S. 49:992(I), relative to adjudications and hearings functions of the division of administrative law and certain state departments; to provide for adjudications and hearings functions of the Department of Health and Hospitals, the Department of Social Services, and the Department of Education; to provide for the delegation of certain functions and authority to the division of administrative law, except where prohibited by federal law; and to provide for related matters.

HOUSE BILL NO. 373—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(i) and (c)(i), relative to intensive incarceration and intensive parole supervision; to provide for which inmates are eligible to participate in the programs; and to provide for related matters.

HOUSE BILL NO. 375—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:829, relative to discipline of inmates; to provide that procedures for discipline of inmates in the custody of the Department of Public Safety and Corrections are prescribed by the secretary of the department regardless of where housed; to provide that the secretary maintains a record of infractions which occur in state prisons; and to provide for related matters.

HOUSE BILL NO. 376—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:711(G) and 1135(A), (B)(introductory paragraph) and (2), and (D), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

HOUSE BILL NO. 377—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:828(B), relative to treatment and rehabilitation programs for inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules and regulations to encourage voluntary participation in such programs; and to provide for related matters.

HOUSE BILL NO. 439—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact R.S. 13:3711 and R.S. 24:177, relative to legislation; to specifically provide that certain elements of a bill are not law; to provide with respect to legislative journals; to provide with respect to audio and video recordings of legislative proceedings; to provide with respect to legislative intent; to define the extent to which certain elements of a bill are considered to determine legislative intent; and to provide for related matters.

HOUSE BILL NO. 440—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 24:173(A)(introductory paragraph), R.S. 25:125(A), and R.S. 43:87, and to enact R.S. 24:173(C) and (D), relative to publication and distribution of certain documents by the secretary of state; to provide procedures for the reduction of the number of documents printed, distributed, or delivered by the secretary of state; to provide for certain notifications regarding the number of documents to be printed, distributed, or delivered; to provide for the printing and distribution of newspaper copies of the acts of the legislature; and to provide for related matters.

HOUSE BILL NO. 636—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:832(B), 871, and 873, relative to inmate compensation; to provide for discretionary rather than mandatory compensation for inmate labor; to provide for the adoption of rules for establishing the eligibility to receive compensation; to provide for rules to establish rate of compensation for labor performed by eligible inmates; to provide for applicability; to provide with respect to the sources of funding for inmate compensation; and to provide for related matters.

HOUSE BILL NO. 687—

BY REPRESENTATIVES JACKSON AND GRAY
AN ACT

To enact R.S. 28:382.2(D), relative to statewide human services and accountability framework for human services delivery; to provide for reporting; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 795—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 56:6(31), relative to importation of certain animals; to require the Wildlife and Fisheries Commission to control the importation and ownership of big exotic cats; to provide for penalties; and to provide for related matters.

April 10, 2006

HOUSE BILL NO. 800—
BY REPRESENTATIVE TRAHAN
AN ACT

To enact R.S. 17:81(O), relative to leave for employees of local school boards who serve on certain public entities; to require the adoption of policies and procedures by each city, parish, and other local public school board providing leave with pay for certain employees under specified circumstances; to provide applicability; to provide guidelines for such policies and procedures and a time line for adoption by the school board; to provide an effective date; and provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 52—
BY REPRESENTATIVES HAMMETT, STRAIN, THOMPSON, BAUDOIN,
DANIEL, DOVE, FRITH, GEYMAN, HILL, LAMBERT, ROBIDEAUX,
JACK SMITH, AND ST. GERMAIN
AN ACT

To enact R.S. 56:116.5, relative to hunting; to prohibit computer-assisted remote hunting; to provide for definitions; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 65—
BY REPRESENTATIVES FANNIN AND WALSWORTH
AN ACT

To amend and reenact R.S. 38:3087.134(F), relative to the Sparta Groundwater Conservation District; to prohibit the discharge of duties as a commissioner upon expiration of the term of office; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 66—
BY REPRESENTATIVES FANNIN AND WALSWORTH
AN ACT

To amend and reenact R.S. 38:3087.135, relative to the Sparta Groundwater Conservation District; to provide for meeting location; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 70—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 29:735.1, relative to emergency assistance during disasters; to provide a limitation of liability for health care providers; to provide an exception for gross negligence; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 76—
BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, LABRUZZO,
MARTINY, PITRE, AND TOOMY AND SENATORS LENTINI AND
SHEPHERD
AN ACT

To enact R.S. 42:1441.3(G), relative to public liability; to provide for the civil liability of political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 106—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 40:2803(C)(introductory paragraph) and (D), relative to the Louisiana Interagency Task Force on the Future of Family Medicine; to change the reporting date; to extend the termination date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 150—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(i), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 197—
BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(l), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 198—
BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(k), relative to the Department of State, including provisions to provide for the re-creation of the Department of State and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 205—
BY REPRESENTATIVES LAFONTA AND KATZ
AN ACT

To amend and reenact R.S. 40:2018.1(A), (B)(1)(a)(ii), (b)(ii), (d), (e), (j) through (l), (4), (7) through (9), and (13), (E)(3), and (G) and to repeal R.S. 40:2018.1 (B)(1)(q) and (s), relative to the Louisiana Commission on HIV, AIDS and Hepatitis C; to provide for a termination date; to provide for the members and functions of the commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 335—
BY REPRESENTATIVES BOWLER AND MARCHAND
AN ACT

To amend and reenact R.S. 49:992(D)(2) and to enact R.S. 49:992(I), relative to adjudications and hearings functions of the division of administrative law and certain state departments; to provide for adjudications and hearings functions of the Department of Health and Hospitals, the Department of Social Services, and the Department of Education; to provide for the delegation of certain functions and authority to the division of administrative law, except where prohibited by federal law; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 368—BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 38:3097.3(C)(4)(b)(i) and (ii), relative to ground water management; to provide for critical areas of ground water concern; to provide for the powers and duties of the commissioner of conservation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 372—BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 38:3097.4(C), relative to the Ground Water Resources Commission; to provide for meetings held by the commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 373—BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(i) and (c)(i), relative to intensive incarceration and intensive parole supervision; to provide for which inmates are eligible to participate in the programs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 375—BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:829, relative to discipline of inmates; to provide that procedures for discipline of inmates in the custody of the Department of Public Safety and Corrections are prescribed by the secretary of the department regardless of where housed; to provide that the secretary maintains a record of infractions which occur in state prisons; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 376—BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:711(G) and 1135(A), (B)(introductory paragraph) and (2), and (D), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 377—BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:828(B), relative to treatment and rehabilitation programs for inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules and regulations to encourage voluntary participation in such programs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 439—BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact R.S. 13:3711 and R.S. 24:177, relative to legislation; to specifically provide that certain elements of a bill are not law; to provide with respect to legislative journals; to provide with respect to audio and video recordings of legislative proceedings; to provide with respect to legislative intent; to define the extent

to which certain elements of a bill are considered to determine legislative intent; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 440—BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 24:173(A)(introductory paragraph), R.S. 25:125(A), and R.S. 43:87, and to enact R.S. 24:173(C) and (D), relative to publication and distribution of certain documents by the secretary of state; to provide procedures for the reduction of the number of documents printed, distributed, or delivered by the secretary of state; to provide for certain notifications regarding the number of documents to be printed, distributed, or delivered; to provide for the printing and distribution of newspaper copies of the acts of the legislature; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 534—BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact Code of Civil Procedure Article 3752(B), relative to the recordation of notice of the pendency of an action; to provide for a prescriptive period of ten years; to provide for the reinscription of the notice; to provide for retroactive application; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 602—BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON
AN ACT

To enact R.S. 6:1096(E)(3) and R.S. 9:3532.1(C), relative to prepayment penalties; to prohibit prepayment penalties under certain circumstances for consumer credit transactions and residential mortgage loans; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 616—BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 9:3573.2(B)(5) and (7), 3573.4(E), and 3573.11(C)(introductory paragraph), to enact R.S. 9:3573.1(J) and (K) and 3573.9(M), (N), and (O), and to repeal R.S. 9:3573.5, relative to credit repair service organizations; to provide for denial of applications; to provide for changes of control of such organizations; to limit certain exemptions; to prohibit reapplication after license revocation for a certain period of time; to provide relative to hearing and court costs; to increase the surety bond; to provide relative to the finality of administrative and judicial hearings; to provide relative to inspection of certain orders; to repeal the provisions relative to annual registration statements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 631—BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 40:2822(7), relative to the Drinking Water Revolving Loan Fund Act; to provide for definitions; to provide for authority to conduct environmental reviews of certain public water systems; and to provide for related matters.

The bill was read by title; lies over under the rules.

April 10, 2006

HOUSE BILL NO. 636—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:832(B), 871, and 873, relative to inmate compensation; to provide for discretionary rather than mandatory compensation for inmate labor; to provide for the adoption of rules for establishing the eligibility to receive compensation; to provide for rules to establish rate of compensation for labor performed by eligible inmates; to provide for applicability; to provide with respect to the sources of funding for inmate compensation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 687—

BY REPRESENTATIVES JACKSON AND GRAY
AN ACT

To enact R.S. 28:382.2(D), relative to statewide human services and accountability framework for human services delivery; to provide for reporting; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 781—

BY REPRESENTATIVES PINAC, BARROW, BRUCE, BURRELL, CROWE, DEWITT, DOERGE, FRITH, HAMMETT, LAFONTA, T. POWELL, RITCHIE, SALTER, TRAHAN, WADDELL, WALSWORTH, AND WHITE AND SENATORS HINES AND MOUNT
AN ACT

To enact R.S. 34:1122(B)(3), relative to expenses of the Pilotage Fee Commission; to clarify that fees and rates for pilotage services include expenses of the Pilotage Fee Commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 795—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 56:6(31), relative to importation of certain animals; to require the Wildlife and Fisheries Commission to control the importation and ownership of big exotic cats; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 800—

BY REPRESENTATIVE TRAHAN
AN ACT

To enact R.S. 17:81(O), relative to leave for employees of local school boards who serve on certain public entities; to require the adoption of policies and procedures by each city, parish, and other local public school board providing leave with pay for certain employees under specified circumstances; to provide applicability; to provide guidelines for such policies and procedures and a time line for adoption by the school board; to provide an effective date; and provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 884—

BY REPRESENTATIVES DURAND, ALEXANDER, JOHNS, AND WALKER
AN ACT

To enact R.S. 9:2793.3 and 2793.4, relative to civil liability of nonprofit organizations; to provide a limitation of liability for the United Way; to provide a limitation of liability for Southern Mutual Help Association, Inc.; to provide an exception for willful and wanton misconduct; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 931—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 9:3512(8), 3515(A)(1)(a), 3561(D)(1), and 3572.1 and to enact R.S. 9:3554.2, 3554.3, and 3558(E), relative to the Louisiana Consumer Credit Law; to provide for the inclusion of federally related mortgage loans when authorized by contract; to provide relative to stored value cards; to prohibit reapplication for licensure within a certain time period after revocation; to provide relative to costs of appeals and disposition of final judgments and decisions; to provide for changes of control of a consumer loan license; to provide relative to the definition of loan broker; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 6, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To amend the Department of Economic Development, Small and Emerging Business Development Program rules to extend the period of time that a business may benefit from the program and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 78—

BY REPRESENTATIVES FRITH, R. CARTER, HILL, WALKER, FAUCHEUX, CROWE, KATZ, ST. GERMAIN, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, GALLOT, GEYMANN, GLOVER, M. GUILLORY, HAMMETT, HEBERT, HOPKINS, HUTTER, JOHNS, KENNARD, KENNEY, KLECKLEY, LAFLEUR, LAMBERT, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SALTER, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To recognize the month of May annually as Louisiana Equine Industry Month and to acknowledge with appreciation the positive impacts that the equine industry has in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 79—

BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Governor's Office of Homeland Security and Emergency Preparedness to consider hospice patient's urgent needs when accepting patients in special needs shelters and hospitals during a gubernatorially declared disaster.

HOUSE CONCURRENT RESOLUTION NO. 81—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request contractors in the New Orleans area to require that roofing subcontractors and debris hauler subcontractors use magnets to remove nails from constructions sites.

HOUSE CONCURRENT RESOLUTION NO. 82—

BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to implement Construction Technology degree programs at all community colleges in the state, especially those located in the parishes that were more severely impacted by the hurricanes in 2005, including the parishes of St. Bernard and Orleans.

HOUSE CONCURRENT RESOLUTION NO. 83—

BY REPRESENTATIVE TOWNSEND
A CONCURRENT RESOLUTION

To commend and congratulate the Northwestern State University Demons basketball team upon its outstanding 2005-2006 season, which included winning its second consecutive Southland Conference championship and advancing to the second round of the National Collegiate Athletic Association tournament, and to extend best wishes to the team as its celebrates this historic season and prepares for success in the future.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVES FARRAR, CURTIS, AND DEWITT AND SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To commend the Pentecostals of Alexandria and to honor its members and leaders for their creation of a loving and dedicated spiritual community.

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVES KLECKLEY, FRITH, GEYMAN, E. GUILLORY, HILL, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Private First Class Chase Edwards, United States Marine, of Lake Charles.

HOUSE CONCURRENT RESOLUTION NO. 86—

BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development not to close the railroad crossing at one end of Nelson Road in the town of Pearl River.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To amend the Department of Economic Development, Small and Emerging Business Development Program rules to extend the period of time that a business may benefit from the program and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 78—

BY REPRESENTATIVES FRITH, R. CARTER, HILL, WALKER, FAUCHEUX, CROWE, KATZ, ST. GERMAIN, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, GALLOT, GEYMAN, GLOVER, M. GUILLORY, HAMMETT, HEBERT, HOPKINS, HUTTER, JOHNS, KENNARD, KENNEY, KLECKLEY, LAFLEUR, LAMBERT, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SALTER, SCHNEIDER,

SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To recognize the month of May annually as Louisiana Equine Industry Month and to acknowledge with appreciation the positive impacts that the equine industry has in the state of Louisiana.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Includes Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fontenot, Michot, Bajoie, Gautreaux B, Mount, Barham, Gautreaux N, Murray, Boasso, Heitmeier, Nevers, Broome, Hollis, Quinn, Cain, Jackson, Romero, Chaisson, Jones, Schedler, Cheek, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo. Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT. Includes Cravins, Fields, Shepherd. Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 79—

BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Governor's Office of Homeland Security and Emergency Preparedness to consider hospice patient's urgent needs when accepting patients in special needs shelters and hospitals during a gubernatorially declared disaster.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 81—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request contractors in the New Orleans area to require that roofing subcontractors and debris hauler subcontractors use magnets to remove nails from constructions sites.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 82—

BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to implement Construction Technology degree programs at all community colleges in the state, especially those located in the parishes that were more severely impacted by the hurricanes in 2005, including the parishes of St. Bernard and Orleans.

The resolution was read by title; lies over under the rules.

April 10, 2006

HOUSE CONCURRENT RESOLUTION NO. 83—
BY REPRESENTATIVE TOWNSEND
A CONCURRENT RESOLUTION

To commend and congratulate the Northwestern State University Demons basketball team upon its outstanding 2005-2006 season, which included winning its second consecutive Southland Conference championship and advancing to the second round of the National Collegiate Athletic Association tournament, and to extend best wishes to the team as its celebrates this historic season and prepares for success in the future.

The resolution was read by title. Senator Smith moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Cheek, Dardenne, Duplessis, Dupre, Total - 35; Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux; McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Chaisson, Cravins, Total - 4; Fields, Shepherd.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 84—
BY REPRESENTATIVES FARRAR, CURTIS, AND DEWITT AND SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To commend the Pentecostals of Alexandria and to honor its members and leaders for their creation of a loving and dedicated spiritual community.

The resolution was read by title. Senator McPherson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Total - 36; Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone; Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cravins, Total - 3; Fields, Shepherd.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 85—
BY REPRESENTATIVES KLECKLEY, FRITH, GEYMAN, E. GUILLORY, HILL, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Private First Class Chase Edwards, United States Marine, of Lake Charles.

The resolution was read by title. Senator Mount moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Total - 36; Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone; Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cravins, Total - 3; Fields, Shepherd.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 86—
BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development not to close the railroad crossing at one end of Nelson Road in the town of Pearl River.

The resolution was read by title; lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 1129—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 56:1705, relative to state funds; to establish the Poverty Point Reservoir Development Fund as a special treasury fund; to provide for the deposit and use of monies in the fund; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

EDUCATION

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

April 6, 2006

To the President and Members of the Senate:

I am directed by your Committee on Education to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 9—
BY SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to devise and implement a program to grant high school diplomas to qualifying Korean and Vietnam veterans

Reported with amendments.

SENATE BILL NO. 189—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 25:373(B)(4), 380.1(C)(2)(d), 380.52(C)(2) and 1242(C)(2)(h), relative to the secretary of state, to replace the state archivist with the secretary of state or his designee on various museum boards; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 296—
BY SENATOR QUINN AND REPRESENTATIVE TOOMY

A JOINT RESOLUTION

Proposing to add Article VI, Section 14.1 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 489—
BY SENATOR SMITH AND REPRESENTATIVE CRANE

AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2901 through 2907, to create the Louisiana Geography Education Initiative Program; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Nevers, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

April 6, 2006

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 107—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1306, relative to workers' compensation; to provide with respect to administration of claims; to provide for employer reports; to provide for reports by insurers to the office of workers' compensation administration; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 144—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1293(A), relative to workers' compensation, to provide with respect to administration of claims; to provide for the confidentiality of the Louisiana Workers' Compensation Second Injury Board's documents; to provide for investigatory information; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 206—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1310.3 (A), (B)(1), (C), (D), and (E), relative to workers' compensation; to provide with respect for administration of claims; to provide for claim resolution; to provide for initiation of claims; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 240—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1371 (B), 1372, 1375 (B), 1377 (C) (1), and (2), and (D) (1), 1378 (A) (1), (2), (3) (a) (iii), (b) (ii), and (7), (E), and (F) (30), and 1379, and to enact R.S. 23:1371 (D) and 1371.1, relative to workers' compensation; to provide with respect to the Louisiana Workers' Compensation Second Injury Fund; to provide for the confidentiality of records; to provide for definitions; to provide for membership to the second injury board; to provide for the personnel of the second injury board; to provide for payment of assessments and penalties to the second injury fund; to provide for prescriptive periods for submission of requests for reimbursement; to provide for required reports to the second injury board; to provide for notice of decisions of the second injury board; to provide for the diagnosis of mental retardation in a second injury fund claim; to provide for the annual report of the second injury board; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 324—
BY SENATOR NEVERS

AN ACT

To enact R.S. 23:1168.3 through 1168.12 and to repeal R.S. 23:1168(D), relative to workers' compensation; to provide with respect to self-insured employers; to provide for grounds for default, forfeiture of security and records of claims; to provide for the duties of the director; to provide for deposit of monies collected as security; to provide for the appointment of assistants; to provide for the priority of claims; to provide for time frames for filing claims; to provide for proof of claims; to provide for appeals of the decisions of the director; to provide for confidentiality of certain proceedings and records; to provide

April 10, 2006

for the immunity of certain staff; to provide for the cooperation of officers, owners and employees of a self-insured employer; to provide for penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BEN W. NEVERS
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 47—
BY SENATORS NEVERS AND AMEDEE
AN ACT

To enact R.S. 14:98(L) and R.S. 47:463.131, relative to motor vehicle license plates; to provide for a special license plate for DWI offenders; to require certain persons convicted of operating a vehicle while intoxicated to obtain and display a special DWI license plate; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 47 by Senator Nevers

AMENDMENT NO. 1
On page 1, line 11, after "(1)" insert "(a)"

AMENDMENT NO. 2
On page 1, at the end of line 13, delete "as"

AMENDMENT NO. 3
On page 1, line 14, after "**displayed on**" delete the remainder of the line, delete lines 15 and 16, and on line 17, delete "**personal vehicle by the offender.**" and insert "**the vehicle which is registered in the name of the offender and which is the vehicle primarily operated by the offender.**"
(b)"

AMENDMENT NO. 4
On page 2, delete line 14, and insert:
"**14:98 and is the vehicle primarily operated by the offender as provided in R.S.**"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 91—
BY SENATOR DUPRE
AN ACT

To amend and reenact R.S. 38:329, relative to the bonding and taxing authority of the Terrebonne Levee and Conservation District; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 91 by Senator Dupre

AMENDMENT NO. 1
On page 1, between lines 3 and 4, insert as follows:
"Notice of intention to introduce this Act has been published."

AMENDMENT NO. 2
On page 1, lines 2 and 5, after "R.S. 38:329" insert "(A)"

AMENDMENT NO. 3
On page 2, between lines 14 and 15, insert as follows:
** * *

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 358—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 39:1482(A)(1)(b), relative to state contracts for professional, personal, consulting, and social services; to exempt certain consulting service contracts relating to acquisition of rights-of-way from certain general requirements for consulting contract procurements; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 377—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to tolls on the Greater New Orleans Mississippi River Bridges; to authorize the Crescent City Connection Division to sell Automatic Vehicular Identification tags for use on such bridges; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 379—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to the Greater New Orleans Mississippi River Bridges; to provide relative to deposits collected for Automatic Vehicular Identification tags; to authorize the Crescent City Connection Division within the Department of Transportation and Development to collect a deposit for such tags in a certain amount; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 380—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:820.5.2(E), relative to toll violations on the Crescent City Connection bridge; to repeal certain defenses to liability for toll violations on such bridge; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the

bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 392—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:255(B)(1), relative to public contracts let by the Department of Transportation and Development; to provide relative to the deadline for awarding certain contracts let by the department; to provide for certain exceptions; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 400—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:455, relative to the Department of Transportation and Development; to provide relative to the accrual of legal interest against the department in expropriation proceedings; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 504—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 38:2212.2, relative to the demolition of state buildings; to provide for expedited demolition of damaged state buildings in emergency situations; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 504 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, at the beginning line 17, delete "In" and insert "**in Except as provided in Subsection C of this Section, in**"

AMENDMENT NO. 2

On page 2, delete lines 9 and 10 and insert as follows:

"C. The director of the office of facility planning and control, division of administration, may approve a request to raze or demolish any building or structure immediately after legislative notification in situations where a building or structure has been damaged as a result of fire, hurricane, or natural"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 636—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:329.1, relative to levees; to provide for the powers and duties of the South Lafourche Levee District; to provide relative bonding and taxing authority of the district; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committees

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 1127—

BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and purposes for the 2005-2006 Fiscal Year; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Reconsideration

On motion of Senator Jones, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, April 5, 2006, was reconsidered.

SENATE BILL NO. 150—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and returned to the Calendar, subject to call.

Reconsideration

On motion of Senator Fields, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, April 5, 2006, was reconsidered.

SENATE BILL NO. 291—

BY SENATORS FIELDS, BAJOEIE AND JONES

AN ACT

To enact R.S. 18:1308.3, relative to the conduct of elections during or following a gubernatorially declared state of emergency; to provide for certain displaced persons who have registered to vote by mail by a certain date to vote absentee by mail; to provide for a displaced voter to receive an absentee ballot without request; and to provide for related matters.

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On motion of Senator Fields, the bill was read by title and returned to the Calendar, subject to call.

Senate Concurrent Resolutions on Second Reading Reported by Committees

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 14— BY SENATOR JONES

A CONCURRENT RESOLUTION

To direct state agencies to provide to the division of archives, records management, and history of the Department of State all locations where their public records are stored and to direct such division to work in cooperation with the Louisiana Geographical Information Center to develop mapping relative to such locations.

Reported favorably by the Committee on Senate and Governmental Affairs.

The resolution was read by title. Senator Jones moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Smith, Cravins, Kostelka, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone. Total - 38

NAYS

Total - 0

ABSENT

Shepherd Total - 1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 15— BY SENATOR JONES

A CONCURRENT RESOLUTION

To create a study committee to review and recommend a proposal for development and location of regional records centers outside of the State Archives Building and a records recovery complex to provide for storage and back up storage for Louisiana's clerks of court, registrars of voters, assessors and the secretary of state's office.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Concurrent Resolution No. 15 by Senator Jones

AMENDMENT NO. 1

On page 2, line 20 change "The state archivist or his/her designee." to "The secretary of state or his designee."

On motion of Senator Jones, the committee amendment was adopted.

The resolution was read by title. Senator Jones moved to adopt the amended Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Smith, Cravins, Kostelka, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone. Total - 38

NAYS

Total - 0

ABSENT

Shepherd Total - 1

The Chair declared the Senate had adopted the amended Senate Concurrent Resolution and ordered it engrossed and sent to the House.

SENATE CONCURRENT RESOLUTION NO. 8— BY SENATOR B. GAUTREAU

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to provide a progress report to the Senate and House committees on transportation, highways and public works on the completion of Interstate 49 through St. Mary Parish and the proposed overpass at the intersection of US-90 and LA-318.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. Senator B. Gautreaux moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn

Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Senator Ellington in the Chair

SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATORS HINES, BAJOE AND HEITMEIER AND REPRESENTATIVES SALTER, DORSEY AND ALARIO
A CONCURRENT RESOLUTION

To approve a Proposed Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget; and to provide for other matters pertaining thereto.

Reported favorably by the Committee on Finance.

The resolution was read by title. Senator Hines moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Murray
Broome	Gautreaux B	Nevers
Cain	Gautreaux N	Quinn
Chaisson	Heitmeier	Shepherd
Cheek	Jackson	Smith
Cravins	Jones	Ullo
Duplessis	Lentini	
Dupre	Malone	
Total - 28		

NAYS

Adley	Hollis	Romero
Barham	Kostelka	Schedler
Boasso	Michot	Theunissen
Dardenne	Mount	
Total - 11		

ABSENT

Total - 0

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Mr. President in the Chair

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 488—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:371, relative to the cash management review board; to authorize designees of members to serve on said board; and to provide for related matters.

On motion of Senator Heitmeier, the bill, which is a duplicate of House Bill No. 332, was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 497—
BY SENATOR HEITMEIER

AN ACT

To repeal Subpart F of Part II of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1493.1 through 1493.3, relative to the Commission for Review and Improvement of Services Procurement; and to provide for related matters.

On motion of Senator Heitmeier, the bill, which is a duplicate of House Bill No. 333, was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 503—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (E)(1)(a) and (b), relative to performance-based energy efficiency contracts; to provide for the adoption of rules and regulations relative to such contracts; to provide for the review process for such contracts; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

Schedler
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

April 10, 2006

SENATE BILL NO. 508—
BY SENATOR HEITMEIER

AN ACT

To repeal R.S. 39:1503.1 and 1595.7, relative to procurement; to repeal provisions for certain incentives related to participation in the mentor-protégé program which program was repealed in 2001; to provide for an effective date; and to provide for related matters.

On motion of Senator Heitmeier, the bill, which is a duplicate of House Bill No. 465 was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 545—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 47:322.37, relative to the disposition of certain collections from the sales of services; to provide with respect to the disposition of the avails of the tax on the sales of services in St. Tammany Parish; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 545 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:" and before "322.37" insert "302.26(D) and"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 47:" and before "322.37" insert "302.26(D) and" and change "is" to "are"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert the following:
"§302.26. Disposition of certain collections in St. Tammany Parish

D. (1) Twenty-five percent of the fund, from the portion allocated to the St. Tammany Parish Tourist Commission, shall be subject to the restrictions and used solely for the purposes as provided in R.S. 47:322.37(B) Paragraph (2) of this Subsection.

(2) (a) The money deposited in the fund for Fiscal Years 1997-1998 and 1998-1999 shall be appropriated to the St. Tammany Parish Tourist Commission and shall be held by such commission in its treasury as a special restricted account. The money in such account may be invested in the same manner as other funds of the commission, but otherwise shall not be used before July 1, 1999. After that date, the money may be used by the commission for the purposes provided for in Item (b) of this Paragraph. However, nothing in this Item shall prohibit the East St. Tammany Events Center District and the St. Tammany Events Center District, established pursuant to R.S. 33:4575 through 4575.6 and R.S. 33:4579 through 4579.5, from requesting funds, not to exceed fifty thousand dollars for each district, to be used for research, development, marketing, and feasibility studies. All monies requested shall be approved by, and at the sole discretion of, the St. Tammany Parish Tourist Commission.

(b) Beginning July 1, 1999, the money in the special restricted account shall be used for performing arts and/or convention centers within St. Tammany Parish, including use for capital improvements related to the construction, maintenance, and operation of such centers.

(c) Beginning in Fiscal Year 2004-2005, and in each fiscal year thereafter, monies may be appropriated from the St. Tammany Parish Fund for support of performing arts and/or convention centers within St. Tammany Parish, including use for capital improvements related to the construction, maintenance, and operation of such centers. Appropriations shall be allocated as follows:

(i) Twenty percent of the total appropriation shall be allocated to the St. Tammany Parish Tourist Commission.

(ii) Forty percent of the total appropriation shall be allocated to the East St. Tammany Events Center District.

(iii) Forty percent of the total appropriation shall be allocated to Recreation District No. 1 of St. Tammany Parish; however, in any fiscal year in which bonds are issued for purposes of the St. Tammany Events Center District, and for each fiscal year thereafter, this forty percent allocation will be divided equally between Recreation District No. 1 and the St. Tammany Events Center District.

* * *

AMENDMENT NO. 4

On page 1, delete line 8 and insert the following:
"A. The avails of the tax imposed by R.S. 47:321 from the sales of services"

AMENDMENT NO. 5

On page 1, at the end of line 14 delete "However," and delete lines 15 through 17

AMENDMENT NO. 6

On page 2, delete lines 1 through 29 and on page 3 delete lines 1 through 3 and insert the following:

"Section 2. This Act shall become effective on July 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2006, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Schedler, the amendments were adopted.

The bill was read by title. Senator Schedler moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Bajoie
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 589—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:255(B)(5)(b), relative to bids on contracts for the Department of Transportation and Development; to provide for the rejection of bids; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

Schedler
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 622—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 33:1448(S), relative to group insurance; to provide for the payment of group insurance for certain retired sheriffs or deputy sheriffs who retired from the Franklin Parish Sheriff's Office; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 7—

BY SENATOR NEVERS

AN ACT

To amend and reenact Part XIV-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:557.21 and 557.22, relative to agricultural and seafood products; to require state agencies to assist the Department of Economic Development in the development, registration, and licensing of any trademark or label for use in promoting Louisiana agricultural and seafood products; to authorize the Department of Economic Development to sell licenses for such trademarks or labels; to create the Agricultural and Seafood Products Support Fund; to provide for the use of monies in the fund; to require the promulgation of rules and regulations; and to provide for related matters.

The bill was read by title. Senator Nevers moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 35—

BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Civil Procedure Art. 3061, relative to successions; to provide relative to judgments of possession; to provide relative to the requirement for an inheritance tax return in such instances; to limit such requirement to certain circumstances; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson

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Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 58—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2286.1(A) and (B), relative to environmental quality; to provide relative to the voluntary investigation and remediation of immovable property; to provide for a work plan; to provide for submittal and review of such plan; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 70—
BY SENATORS NEVERS AND MOUNT
AN ACT

To amend and reenact the introductory paragraph of R.S. 15:574.4(A)(2)(a), and R.S. 40:967(B)(1), (4) and (5) and 981.2(C), relative to certain controlled dangerous substances; to increase the penalty for the manufacture, possession or distribution of methadone; to authorize offenders to participate

in the intensive incarceration program; and to provide for related matters.

The bill was read by title. Senator Nevers moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 93—
BY SENATORS MCPHERSON, N. GAUTREAU, MICHOT AND MOUNT
AN ACT

To amend and reenact R.S. 14:329.6(A)(6) and R.S. 29:724(D)(6), 727(F)(8), 737(B)(7), and 766(D)(8), relative to seizure of firearms; to prohibit the seizure of certain firearms during a proclaimed state of emergency; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 123—
BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:315(C)(3)(a), relative to child support; to provide for the definition of gross income; to include the basic allowance for housing for military personnel as gross income; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 126—
BY SENATOR JONES
AN ACT

To enact R.S. 15:308, relative to penalties for conviction of certain offenses; to provide for retroactive application of certain penalty provisions as applied to defendants who were convicted or who were sentenced prior to June 15, 2001; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler

Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Malone	Theunissen
Duplessis	Marionneau	Ullo
Total - 36		

NAYS

Cain	Fontenot	Lentini
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Total - 3

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 159—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact Section 7(B)(1) of Act No. 1225 of the 2003 Regular Session of the Legislature, relative to juvenile justice; to add Franklin Parish to the list of parishes that are to be provided with increased availability of alternative programs for adjudicated juveniles and with a community-based system of care for such juveniles residing in those listed parishes; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 180—
BY SENATOR JONES
AN ACT

To amend and reenact Code of Criminal Procedure Art. 900(A)(5) and to enact R.S. 15:574.9(B)(3), relative to probation and parole; to provide for revocation of probation and parole; to limit incarceration period for technical violations; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

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SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 180 by Senator Jones

AMENDMENT NO. 1
On page 2, line 11, change "Item" to "Subsubparagraph"

On motion of Senator Lentini, the amendments were adopted.

On motion of Senator Jones, the amended bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 193—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 46:236.1.8(D) and (E), relative to child support programs; to authorize certain support enforcement service support personnel to administer oaths; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 193 by Senator Lentini

AMENDMENT NO. 1
On page 2, line 14, change "1355" to "1351"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed Senate Bill No. 193 by Senator Lentini

AMENDMENT NO. 1
On page 2, line 12, after "Support Act" change "(1968)" to "(1996)"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Lentini moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' for Amendment No. 1 of Senate Bill No. 193.

Table listing names of senators who voted 'NAYS' for Amendment No. 1 of Senate Bill No. 193.

Total - 0
ABSENT

Schedler
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 194—
BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 615(E), and to enact Children's Code Article 615(F), relative to the Department of Social Services; to provide for the confidentiality and disposition of reports; to provide for the admission of reports in court proceedings; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' for Senate Bill No. 194.

Total - 0
NAYS

Total - 0
ABSENT

Schedler
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 209—
BY SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 30:2054(B)(9) and to enact R.S. 30:2022(D), relative to environmental quality; to authorize the secretary of the Department of Environmental Quality to develop regulatory permits; to provide for limitations on such authority; and to provide for related matters.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed Senate Bill No. 209 by Senator Fontenot

AMENDMENT NO. 1

On page 2, at the end of line 8, after "secretary," add the following: "Submission of a written notification and appropriate notification fee shall be in lieu of submission of a permit application. Any person who submits a written notification and appropriate notification fee shall be authorized to operate under the regulatory permit for which the notification was submitted unless and until notified by the secretary that the notification was incomplete."

AMENDMENT NO. 2

On page 3, between lines 15 and 16 insert the following: "(viii) All regulatory permits promulgated by the secretary shall be promulgated in accordance with the procedures provided in R.S. 30:2019. (ix) No later than January 1, 2007, the secretary shall consider which activities are appropriate for coverage under a regulatory permit and promulgate regulatory permits authorizing such activities."

On motion of Senator Fontenot, the amendments were adopted.

The bill was read by title. Senator Fontenot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux. Lists names of senators and their counts for the YEAS vote.

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 337— BY SENATOR CRAVINS

AN ACT

To amend and reenact the introductory paragraph of R.S. 27:306(A)(4)(c)(ii) and to enact R.S. 27:308(B)(4) and (5), relative to the impact of force majeure on the operation of video draw poker devices and the license of such operation; to provide for an exception to the restaurant requirements of a qualified truck stop facility in cases where the restaurant cannot be operated because of force majeure; to provide for the turning in of a license as a result of force majeure; to provide for an exemption from certain fees due to force majeure; to provide with respect to restoration of a license surrendered as a result of force majeure; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 337 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 9, change "surrendered" to "turned in"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Cravins moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, McPherson. Lists names of senators and their counts for the YEAS vote.

NAYS

Table with 3 columns: Adley, Fontenot, Mount. Lists names of senators and their counts for the NAYS vote.

ABSENT

Table with 2 columns: Broome, Duplessis. Lists names of senators and their counts for the ABSENT vote.

The Chair declared the amended bill was passed. The title was read and adopted. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 533— BY SENATOR JONES

AN ACT

To enact R.S. 40:966(H), relative to the Uniform Controlled Dangerous Substances Law; to provide that persons convicted of certain heroin violations of the Uniform Controlled Dangerous Substances Law are entitled to apply to the Louisiana Risk Review Panel; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, Jones. Lists names of senators and their counts for the YEAS vote.

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Total - 18

NAYS

Adley	Fontenot	Nevers
Amedee	Hollis	Quinn
Barham	Kostelka	Smith
Boasso	Lentini	Theunissen
Cain	Malone	Ullo
Dardenne	Michot	
Ellington	Mount	
Total - 19		

ABSENT

Gautreaux N
Total - 2

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Jones, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Personal Privilege

Senator Romero asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 533. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 558—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 3:4617(C), relative to the prohibition of fraud in the sale of catfish; to provide for changes in the definition of catfish; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 572—
BY SENATOR JONES

AN ACT

To enact Code of Criminal Procedure Article 799.1, relative to the number of peremptory challenges; to provide for use of all challenges available unless otherwise agreed; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 572 by Senator Jones

AMENDMENT NO. 1

On page 1, line 11, following "all" and before "challenges" change "preemptory" to "peremptory"

AMENDMENT NO. 2

On page 1, line 12, following "full" and before "of" change "compliment" to "complement"

AMENDMENT NO. 3

On page 1, line 13, following "court" insert "s"

AMENDMENT NO. 4

On page 1, line 16, following "them" insert "s"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Jones moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cravins	Kostelka
Adley	Dardenne	Lentini
Amedee	Duplessis	Marionneaux
Bajoie	Dupre	McPherson
Barham	Fields	Mount
Broome	Gautreaux B	Murray
Cain	Heitmeier	Shepherd
Chaisson	Jackson	Ullo
Cheek	Jones	
Total - 26		

NAYS

Boasso	Malone	Romero
Fontenot	Michot	Smith
Gautreaux N	Nevers	Theunissen
Hollis	Quinn	
Total - 11		

ABSENT

Ellington
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 615—

BY SENATORS FONTENOT, BAJOIE, HINES, MOUNT AND NEVERS AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER
AN ACT

To enact Chapter 23 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, consisting of R.S. 30:2571 through 2588, relative to environmental quality; to create and provide relative to the Mercury Risk Reduction Act; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations to carry out the provisions of this Chapter; to provide for definitions; to provide for manufacturer notifications; to provide relative to public disclosure of confidential business information; to provide relative to restrictions on the sale of certain mercury added products; to provide for exemptions and phase outs; to provide relative to labeling of mercury added products; to provide relative to public notification; to provide relative to the collection of mercury added products; to provide relative to disclosure for mercury containing formulated products; to provide relative to the use of elemental mercury; to provide relative to existing inventories of mercury added products; to authorize the Department of Environmental Quality to implement a public education and outreach program; to provide relative to state procurement preferences for low or non-mercury added products; to provide relative to mercury containing devices in water and wastewater systems; to provide for penalties; and to provide for related matters.

On motion of Senator Fontenot, the bill was read by title and returned to the Calendar, subject to call.

Senator Bajoie in the Chair

SENATE BILL NO. 12—

BY SENATOR ROMERO

AN ACT

To authorize and empower the state to sell the state's undivided interest in a certain parcel of land in St. Martin Parish; to provide terms and conditions; and to provide for related matters.

The bill was read by title. Senator Romero moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

Schedler
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Romero moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 86—

BY SENATORS JONES AND BAJOIE
AN ACT

To amend and reenact R.S. 18:1309(A), relative to early voting; to provide relative to the time for conducting early voting; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Jones
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	McPherson
Barham	Fields	Murray
Boasso	Gautreaux B	Schedler
Broome	Gautreaux N	Shepherd
Chaisson	Heitmeier	Smith
Cheek	Hollis	Theunissen
Cravins	Jackson	Ullo

Total - 30

NAYS

Cain	Michot	Quinn
Kostelka	Mount	Romero
Malone	Nevers	

Total - 8

ABSENT

Fontenot
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 134—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:2120.33(13), (14)(c), and (16), relative to brain injury facilities; to redefine certain terms; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 134 by Senator Hines

AMENDMENT NO. 1

On page 1, line 5, following "(16)," change "is" to "are"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Hines moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
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Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 135—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:2212(C)(1), relative to basic benefit plans provided under a health care cost control program; to prohibit the basic benefit plan from excluding direct reimbursement to advanced practice registered nurses under certain circumstances; and to provide for related matters.

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 139—
BY SENATOR HINES

AN ACT

To enact R.S. 37:2504 (D) and (E), relative to the Board of Examiners of Nursing Facility Administrators; to provide that the board is authorized to operate and maintain the Certified Nursing Aide Registry through an interagency agreement with the Department of Health and Hospitals; to authorize the board

to issue certificates or other paraphernalia and to charge an amount for providing them; and to provide for related matters.

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

SENATE BILL NO. 153—

BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY
AN ACT

To authorize and provide for the transfer of certain state property in Caldwell Parish from the state of Louisiana, through the Military Department, to the Caldwell Parish Police Jury; to provide for the property description; to provide for reservation of mineral rights; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 155—

BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT
AN ACT

To enact Chapter 27-D of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.61 through 9039.66, relative to the creation of the Louisiana Capital Area Economic Development (LACAEDA) Film Commission; to create the Louisiana Capital Area Economic Development (LACAEDA) Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to appoint a film commissioner/executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 155 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 28, following "LACAEDA" insert "representative"

AMENDMENT NO. 2

On page 4, line 15, following "directory" and before "sites" change "on" to "of"

AMENDMENT NO. 3

On page 4, line 25, following "television" and before "in" insert "development"

AMENDMENT NO. 4

On page 5, line 16, following "of" and before "Capital" insert "the"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 155 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, change "27-D" to "27-F"

AMENDMENT NO. 2

On page 1, line 3, change "9039.61 through 9039.66" to "9039.81 through 9039.86"

AMENDMENT NO. 3

On page 1, line 4, between "Development" and "(LACAEDA)" insert "Alliance"

AMENDMENT NO. 4

On page 1, line 5, between "Development" and "(LACAEDA)" insert "Alliance"

AMENDMENT NO. 5

On page 1, line 12, change "27-D" to "27-F"

AMENDMENT NO. 6

On page 1, line 13, change "9039.61 through 9039.66" to "9039.81 through 9039.86"

AMENDMENT NO. 7

On page 1, line 14, change "27-D" to "27-F"

AMENDMENT NO. 8

On page 1, line 15, between "DEVELOPMENT" and "(LACAEDA)" insert "ALLIANCE"

AMENDMENT NO. 9

On page 1, line 16, change "\$9039.61" to "\$9039.81"

AMENDMENT NO. 10

On page 1, line 17, between "Development" and "(LACAEDA)" insert "Alliance"

AMENDMENT NO. 11

On page 2, line 12, change "\$9039.62" to "\$9039.82"

AMENDMENT NO. 12

On page 2, line 14, between "Development" and "(Board)" insert "Alliance"

AMENDMENT NO. 13

On page 3, line 22, change "\$9039.63" to "\$9039.83"

AMENDMENT NO. 14

On page 5, line 8, change "\$9039.64" to "\$9039.84"

AMENDMENT NO. 15

On page 5, line 26, change "\$9039.65" to "\$9039.85"

AMENDMENT NO. 16

On page 6, line 5, change "\$9039.66" to "\$9039.86"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Marionneaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins	Hollis
Total - 2	

April 10, 2006

The Chair declared the amended bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 188—

BY SENATORS NEVERS, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, LENTINI, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to rename the correctional facility located at Angie, Louisiana as the Rayburn Correctional Center; and to provide for related matters.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 188 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 3, after "the" and before "Rayburn", insert "B.B. "Sixty""

AMENDMENT NO. 2

On page 1, line 8, after "the" and before ""Rayburn", insert "B.B. "Sixty""

On motion of Senator Nevers, the amendments were adopted.

The bill was read by title. Senator Nevers moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Dupre, Marionneaux, etc.

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 210—

BY SENATOR JONES

AN ACT

To enact R.S. 42:1111(A)(4), relative to the Code of Governmental Ethics; to provide relative to the prohibition on the payment from nonpublic sources; to permit certain government employees to receive participate in a program established to reduce the burden of student loan debt; to provide relative to such program and such participation; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 210 by Senator Jones

AMENDMENT NO. 1

On page 1, line 4, following "employees to" delete "receive"

On motion of Senator Lentini, the amendments were adopted.

On motion of Senator Jones the amended bill was returned to the calendar subject to call.

SENATE BILL NO. 244—

BY SENATOR MICHOT

AN ACT

To enact Chapter 29-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1971 through 1978; to enact the Computer Spyware Protection Act; to provide prohibited acts; to provide for enforcement; to provide penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 244 by Senator Michot

AMENDMENT NO. 1

On page 2, line 23, following "means" delete "the"

AMENDMENT NO. 2

On page 2, line 24, change "performance of the functions or the carrying out of" to "perform the functions of or to carry out"

AMENDMENT NO. 3

On page 9, line 2, following "and" and before "reasonable" delete "a"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 244 by Senator Michot

AMENDMENT NO. 1

On page 2, lines 23 and 24, change "the performance" to "performing"

AMENDMENT NO. 2

On page 2, delete line 27, and insert "(a) Materially false or fraudulent."

AMENDMENT NO. 3

On page 2, line 28, change "A statement or description that omits or misrepresents" to "Omitting or misrepresenting"

AMENDMENT NO. 4

On page 3, line 1, change "A material failure" to "Materially failing"

On motion of Senator Michot, the amendments were adopted.

The bill was read by title. Senator Michot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Cain	Lentini	Mount
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Bajoie in the Chair

SENATE BILL NO. 249—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:1193(D) and (E)(2) and to enact R.S. 22:1193(M), relative to continuing education requirements for insurance brokers, solicitors or agents; to require certain insurance persons to receive training in flood insurance; to provide for the sunset of the requirement for flood insurance training; and to provide for related matters.

On motion of Senator Lentini, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 263—

BY SENATOR HINES AND REPRESENTATIVE SALTER

AN ACT

To amend and reenact the introductory paragraph of R.S. 42:1102(22)(a), relative to the Code of Governmental Ethics; to provide for definitions; to exclude pharmaceutical samples in the definition of a thing of economic value; and to provide for related matters.

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 299—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 22:1068(C)(a) and (g), relative to the reduction of premium taxes paid by insurers who make qualified Louisiana investments; to provide that funds may be deposited in a savings bank or trust company; to remove the requirement that insurers deposit funds in certain financial institutions domiciled in Louisiana in order to qualify for the reduction in premium tax; and to provide for related matters.

On motion of Senator Duplessis, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 307—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 42:1121(B), relative to Code of Governmental Ethics; to prohibit a former employee from rendering certain services to or for his former employer during a specified period regardless of the parties to the contract; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 307 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, following "relative to" insert "the"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Jones moved the final passage of the amended bill.

April 10, 2006

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 320—

BY SENATOR HINES AND REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 49:72(2), relative to executive branch lobbying; to revise the definition of executive branch action; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 320 by Senator Hines

AMENDMENT NO. 1

On page 2, between lines 5 and 6, insert the following:

"(c) Notwithstanding any provisions of law to the contrary, under the provisions of this Act, pharmaceutical representatives shall be excluded from discussing any type of drug or pharmaceutical with members of the Medicaid Pharmaceutical and Therapeutic Committee for the purpose of inclusion into the pharmacopoeia or formulary of any drugs their company produces."

On motion of Senator Schedler, the amendments were adopted.

The bill was read by title. Senator Hines moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers

Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	

Total - 37

NAYS

Total - 0

ABSENT

Cain
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 364—

BY SENATOR ROMERO

AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in St. Martin Parish.

The bill was read by title. Senator Romero moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	

Total - 37

NAYS

Total - 0

ABSENT

Cain
Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Romero moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 366—

BY SENATOR ROMERO

AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in St. Martin Parish.

The bill was read by title. Senator Romero moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Cain	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Romero moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 373—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:121.1(D), relative to the office of financial institutions; to provide for the enforcement powers of the commissioner of the office of financial institutions; and to provide for related matters.

The bill was read by title. Senator Hollis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Cain	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Hollis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 418—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1041(B), (C)(4)(b), (5), the introductory paragraph of 1048, 1048(4), (5)(a), 1057, 1061, 1063, 1065, and the introductory paragraph of 1068 and to enact R.S. 37:1048(7) through (14), and 1063.1, relative to the professional licensing and regulation of the conduct of optometrists; to provide relative to the purpose of such law; to provide relative to the powers of the Louisiana State Board of Optometry Examiners; to provide relative to license renewals; to provide relative to violations and causes for refusal, suspension, or revocation of certificates; to provide relative to the obtaining of a criminal history record; to authorize a compulsory evaluation; to provide relative to exemptions; to provide relative to criminal penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 418 by Senator Hines

AMENDMENT NO. 1

On page 2, line 4, following "state" and before "that" insert ", "

AMENDMENT NO. 2

On page 15, line 28, following "that a" and before "has" change "license" to "licensee"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed Senate Bill No. 418 by Senator Hines

AMENDMENT NO. 1

On page 9, line 3, change "IC" to "IV"

On motion of Senator Hines, the amendments were adopted.

The bill was read by title. Senator Hines moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

April 10, 2006

NAYS

Total - 0

ABSENT

Cain Shepherd
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 433— BY SENATORS FIELDS, BAJOIE AND JONES AN ACT

To amend and reenact R.S. 18:115(F)(1), relative to registration of voters; to authorize voters who register by mail to vote absentee by mail without first voting in person under certain condition; and to provide for related matters.

On motion of Senator Fields, Senate Bill No. 433 was made Special Order of the Day No. 2 on Tuesday, April 11, 2006, immediately following the Morning Hour.

SENATE BILL NO. 482— BY SENATOR MCPHERSON AN ACT

To enact R.S. 40:2179.2, relative to direct service workers; to provide that the Board of Examiners of Nursing Facility Administrators is authorized to operate and maintain the Direct Service Worker Registry through an interagency agreement with the Department of Health and Hospitals; to authorize the board to issue certificates or certification cards and to charge an amount for providing them; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Adley Ellington McPherson
Amedee Fields Michot
Bajoie Fontenot Mount
Barham Gautreaux B Murray
Boasso Heitmeier Nevers
Broome Hollis Quinn
Chaisson Jackson Romero
Cheek Jones Shepherd
Cravins Kostelka Smith
Dardenne Lentini Theunissen
Duplessis Malone Ullo
Total - 36

NAYS

Total - 0

ABSENT

Cain Gautreaux N Schedler
Total - 3

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 506— BY SENATOR HEITMEIER AN ACT

To amend and reenact R.S. 39:1644(B) and to enact R.S. 39:1644(E), relative to the amendment of leases for office or warehouse space; to increase the size of the space under lease eligible for

amendment; to authorize modifications to monthly lease payments; to provide for an effective date; and to provide for related matters.

On motion of Senator Heitmeier, the bill, which is a duplicate of House Bill No. 432 was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 513— BY SENATOR BARHAM AN ACT

To enact R.S. 42:808(A)(11) and 851(Q), relative to state group insurance; to provide for certain insurance coverage through the office of group benefits for certain state employees and officials after the conclusion of their state service; to provide relative to the eligibility of such persons to participate in programs sponsored by the office of group benefits; to provide for limitations; and to provide for related matters.

The bill was read by title. Senator Barham moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington McPherson
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Quinn
Broome Hollis Romero
Chaisson Jackson Schedler
Cheek Jones Shepherd
Cravins Kostelka Smith
Dardenne Lentini Theunissen
Duplessis Malone Ullo
Dupre Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Barham moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

SENATE BILL NO. 548— BY SENATOR ELLINGTON AN ACT

To authorize and provide for the transfer of certain state property in Calcasieu Parish to the Sabine River Authority; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Michot
Adley Fontenot Mount

Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Cain	Cravins
------	---------

Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 549—
BY SENATOR MICHOT

AN ACT

To enact R.S. 51:710.2, relative to securities; to provide for certain public records; to provide for confidentiality of certain records; to provide for disclosure of certain confidential records; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 559—
BY SENATORS DARDENNE, HINES, HOLLIS AND MOUNT AND REPRESENTATIVES PINAC, DEWITT, HAMMETT AND SALTER
AN ACT

To enact R.S. 34:1122(B)(3), relative to expenses of the Pilotage Fee Commission; to clarify that fees and rates for pilotage services may include expenses of the Pilotage Fee Commission; and to provide for related matters.

On motion of Senator Dardenne, the bill, which is a duplicate of House Bill No. 781 was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 563—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 40:1724, relative to the Louisiana Building Code for State Owned Buildings; to provide relative to the authority of the office of facility planning and control to approve plans and specifications for state-owned buildings; to clarify that local permitting and review laws do not apply to state buildings; to allow rulemaking; to authorize the office of facility planning and control to impose fees on permitting and plan review; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 568—
BY SENATOR DARDENNE

AN ACT

To repeal R.S. 40:2155(B)(9), relative to adult residential care homes; to repeal the requirement that the department promulgate rules to prevent facilities from ordering residents to evacuate under certain circumstances; and to provide for related matters.

The bill was read by title. Senator Dardenne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers

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Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 626—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:1088(C)(1)(a), (F)(4) and (G), and 1090(B)(1) and to enact R.S. 6:1090(H), 1092(A)(16) and (17) and (K), 1092.1, 1092.2, 1096(E)(3) and (G)(3), relative to loans; to provide for the Residential Mortgage Lending Act; to provide for requirements for licensure; to provide for the powers and duties of the commissioner; to provide time limits regarding reapplication for licensure; to provide restrictions on employment; to provide for the suspension, revocation, or denial of licensure; to provide for appellate rights; to prohibit the assessment of certain charges; to prohibit the financing of certain charges; and to provide for related matters.

On motion of Senator Hollis, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 637—
BY SENATORS JONES AND BAJOIE
AN ACT

To enact R.S. 18:403(C), relative to election records and papers; to require certain election officers to provide certain information; to provide relative to the disclosure of such information; to provide for definitions; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 641— (Substitute of Senate Bill 96 by Senator Michot)
BY SENATORS MICHOT AND MOUNT
AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1445, relative to Internet fraud; to prohibit use of the Internet to obtain identifying information of another person for a fraudulent purpose; to provide for penalties; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers

Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Adley asked that Senate Bill No. 92 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 92—
BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to require one member-at-large on the commission to reside in either Bossier or Caddo parish; and to provide for related matters.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 92 by Senator Adley

AMENDMENT NO. 1
On page 1, line 4 after "commission" delete "to reside in either Bossier or Caddo parish"

AMENDMENT NO. 2
On page 1, line 14, change "three" to "four"

AMENDMENT NO. 3
On page 1, line 17 after "c" delete the remainder of the line

AMENDMENT NO. 4
On page 1, at the end of line 16, insert "and"

AMENDMENT NO. 5
On page 2, delete line 1 and on line 2 delete "shall be appointed by the governor; and (d)"

On motion of Senator Adley, the amendments were adopted.

The bill was read by title. Senator Adley moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cain
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Adley moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the President

The following messages from the President were received and read as follows:

SENATE
State of Louisiana

April 6, 2006

Honorable Robert Barham
State Senator
P.O. Box 249
Oak Ridge, LA 71264

RE: Senate Committee on Natural Resources

Dear Senator Barham:

In accordance with Senate Rule 13.1, I hereby appoint you to serve as a member of the **Senate Committee on Natural Resources (vice Senator Cain)**, effective Monday April 10.

Sincerely,
DONALD E. HINES
President of the Senate

SENATE
State of Louisiana

April 6, 2006

Honorable Rob Marionneaux
State Senator
P.O. Box 577
Livonia, LA 70755-0577

RE: Senate Committee on Labor and Industrial Relations

Dear Senator Marionneaux:

In accordance with Senate Rule 13.1, I hereby appoint you to serve as a member of the **Senate Committee on Labor and Industrial Relations (vice Senator Barham)**, effective Monday April 10.

Sincerely,
DONALD E. HINES
President of the Senate

SENATE
State of Louisiana
April 6, 2006

Honorable Edwin R. Murray
State Senator
1540 North Broad
New Orleans, LA 70119

RE: Senate Committee on Labor and Industrial Relations, Vice Chair

Dear Senator Murray:

In accordance with Senate Rule 13.1, I hereby appoint you to serve as Vice Chair of the **Senate Committee on Labor and Industrial Relations**, effective Monday April 10.

Sincerely,
DONALD E. HINES
President of the Senate

Introduction of Senate Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 649—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 44:1(A)(2)(a), and to enact R.S. 44:32.1, relative to the public records law; to provide for the disclosure of the name, current address and phone number of persons displaced as a result of natural disasters; to provide for definitions; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 650—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to provide for penalties; to provide for exceptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 651—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 22:1430.6(D)(5) and (6) and 1430.12(A) and to enact R.S. 22:1430.6(D)(7) and R.S. 22:1430.22, relative to the Louisiana Citizens Property Insurance Corporation; to provide for premium rates charged by the corporation; to

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authorize certain insurance agents to bind coverage by policies issued by the corporation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

Introduction of Senate Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 27— BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate April 19, 2006, as Delta Sigma Theta Sorority "Red and White" Day at the Senate of the Legislature of Louisiana.

The resolution was read by title. Senator Bajoie moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, McPherson. Lists names of senators and their corresponding counts for YEAS.

NAYS

Total - 0

ABSENT

Cain Total - 1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 10, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 867— BY REPRESENTATIVES MCDONALD AND FANNIN AN ACT

To enact R.S. 17:85.11, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former principal; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 883— BY REPRESENTATIVES SALTER, ALEXANDER, BADON, BARROW, CRANE, DOWNS, FANNIN, GREENE, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, AND WALKER AN ACT

To enact R.S. 17:3351.11(A)(18), to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose a specified tuition and attendance fee amount for certain students attending the Louisiana State University Health Sciences Centers and enrolling in the Doctor of Physical Therapy Program; to provide for the fee amount; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 840— BY REPRESENTATIVES ST. GERMAIN, LAMBERT, PIERRE, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON AN ACT

To amend and reenact R.S. 56:103(E), relative to hunting licenses; to provide penalties for use of a hunting license by a person other than the licensee; and to provide for related matters.

HOUSE BILL NO. 847— BY REPRESENTATIVES MARTINY, ALARIO, K. CARTER, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, SALTER, AND JANE SMITH AND SENATORS BAJOIE, HEITMEIER, HINES, MOUNT, AND NEVERS AN ACT

To amend and reenact R.S. 15:824(B)(1)(b) and (c)(introductory paragraph) and to enact R.S. 15:824(B)(1)(d), relative to persons committed to the Department of Public Safety and Corrections; to provide for the amount paid to parish prisons housing inmates in the custody of the Department of Public Safety and Corrections and who were evacuated due to a disaster or emergency; and to provide for related matters.

HOUSE BILL NO. 850— BY REPRESENTATIVE BEARD AN ACT

To enact R.S. 18:1505.2(S), relative to campaign contributions from persons who have entered into certain transactions; to prohibit such persons from making contributions to certain elected officials; to prohibit elected officials from accepting campaign contributions from such persons; to provide relative to penalties; to provide relative to definitions; to provide relative to dates of application; and to provide for related matters.

HOUSE BILL NO. 933— BY REPRESENTATIVE WINSTON AN ACT

To enact R.S. 40:2006(B)(2)(h) and (E)(2)(v) and (w), relative to fees, licenses, and penalties; to provide for per unit licensing fees for end stage renal disease facilities; to provide for delinquent fees for adult brain injury facilities and pain management clinics; to provide for an effective date; and to provide for related matters.

Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

House Bills and Joint Resolutions on First Reading

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 840—

BY REPRESENTATIVES ST. GERMAIN, LAMBERT, PIERRE, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON
AN ACT

To amend and reenact R.S. 56:103(E), relative to hunting licenses; to provide penalties for use of a hunting license by a person other than the licensee; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 847—

BY REPRESENTATIVES MARTINY, ALARIO, K. CARTER, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, SALTER, AND JANE SMITH AND SENATORS BAJOIE, HEITMEIER, HINES, MOUNT, AND NEVERS
AN ACT

To amend and reenact R.S. 15:824(B)(1)(b) and (c)(introductory paragraph) and to enact R.S. 15:824(B)(1)(d), relative to persons committed to the Department of Public Safety and Corrections; to provide for the amount paid to parish prisons housing inmates in the custody of the Department of Public Safety and Corrections and who were evacuated due to a disaster or emergency; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 850—

BY REPRESENTATIVE BEARD
AN ACT

To enact R.S. 18:1505.2(S), relative to campaign contributions from persons who have entered into certain transactions; to prohibit such persons from making contributions to certain elected officials; to prohibit elected officials from accepting campaign contributions from such persons; to provide relative to penalties; to provide relative to definitions; to provide relative to dates of application; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 867—

BY REPRESENTATIVES MCDONALD AND FANNIN
AN ACT

To enact R.S. 17:85.11, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former principal; to provide limitations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 883—

BY REPRESENTATIVES SALTER, ALEXANDER, BADON, BARROW, CRANE, DOWNS, FANNIN, GREENE, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, AND WALKER
AN ACT

To enact R.S. 17:3351.11(A)(18), to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose a specified tuition and attendance fee amount for certain students attending the Louisiana State University Health Sciences Centers and enrolling in the Doctor of Physical Therapy Program; to provide for the fee amount; to provide an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 933—

BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 40:2006(B)(2)(h) and (E)(2)(v) and (w), relative to fees, licenses, and penalties; to provide for per unit licensing fees for end stage renal disease facilities; to provide for delinquent fees for adult brain injury facilities and pain management clinics; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS**

Senator Mount, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

April 10, 2006

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 142—

BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 26:909 and R.S. 47:843(C)(5) and 859(A)(1), to enact R.S. 26:907.1, and to repeal R.S. 47:844, relative to regulation of tobacco products; to provide for certain regulation, permitting, and other requirements for certain elements of the tobacco industry; to authorize enforcement and audit of certain activities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 190—

BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 47:1520(A) and (C), relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports under certain circumstances; to require that the electronic filing requirement be implemented through administrative rule; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 266—

BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 47:843(A)(1), (B), (C)(3), (4), (5) and (6), and 851(B)(2), and to repeal R.S. 47:844(A)(5), relative to tobacco tax; to provide for the sale of cigarette stamps; to provide for reciprocal agreements with tax authorities of other states; to provide for a discount to registered tobacco dealers; and to provide for related matters.

Reported with amendments

SENATE BILL NO. 267—

BY SENATOR MOUNT
AN ACT

To enact R.S. 47:1508(B)(23), (24), (25) and (26), relative to confidential character of tax records; to authorize the Department of Revenue to disclose confidential and privileged information to an agency or department of the state with respect to a taxpayer who is suspected of having fraudulently received aid, assistance, or other benefit or privilege from the state; to authorize the Department of Revenue to disclose tax information to the Louisiana Department of Environmental Quality for purposes of administering the Motor Fuels Underground Storage Tank Trust Fund and the Waste Tire Management Fund; and to provide for related matters.

Reported with amendments.

April 10, 2006

SENATE BILL NO. 268—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:287.655(A), (D)(introductory paragraph), and (G)(1), and to repeal R.S. 47:120, 120.1, and 120.2, relative to installment payments of estimated income tax by corporations; to specify that the amount to be paid if there is an underpayment of tax or an adjustment is a penalty; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 507—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:128(B)(4), relative to the exemption from the Capital Outlay Act for certain university and higher education facility contracts; to provide that funding for such projects be made available to the office of facility planning and control; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

REPORT OF COMMITTEE ON

RETIREMENT

Senator B. Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

April 10, 2006

To the President and Members of the Senate:

I am directed by your Committee on Retirement to submit the following report:

SENATE BILL NO. 37—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2254(B), relative to the Firefighters' Retirement System; to provide with respect to credit for previous service; to provide for interest applicable to repayment of refunded contributions; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 38—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2253(A)(2), relative to membership in the Firefighters' Retirement System; to prohibit membership in the system of a person receiving a disability pension from another public retirement system or pension fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 62—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:233(B) and 1903(A)(introductory paragraph), relative to the Parochial Employees' Retirement System; to provide with respect to benefit computation; to clarify definition of earnable compensation; to clarify provisions authorizing system membership; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 184—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1202(A)(1) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 332—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1763(F)(2)(introductory paragraph), relative to the Municipal Employees' Retirement System; to provide with respect to interest earnings on Deferred Retirement Option Plan accounts; to provide for daily crediting to individual accounts; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
BUTCH GAUTREAUX
Chairman

Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, April 11, 2006, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, April 11, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk